

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Order Instituting Investigation into the ratemaking implications for Pacific Gas and Electric Company (PG&E) pursuant to the Commission's Alternative Plan of Reorganization under Chapter 11 of the Bankruptcy Code for PG&E, in the United States Bankruptcy Court, Northern District of California, San Francisco Division, In re Pacific Gas and Electric Company, Case No. 01-30923 DM.

Investigation 02-04-026  
(Filed April 22, 2002)

**AMENDED SCOPING MEMO AND RULING  
OF ASSIGNED COMMISSIONER**

After further consideration, I amend my scoping memo of July 14, 2003, as follows:

1. In Paragraph 3.c., add *Amchem Products v. Windsor* (1997) 521 US 591.
2. Paragraph 4 is amended to read, in its entirety: Modifications to the proposed S.A. may be offered, but they must be limited.
3. Include new sub-item (f) in Paragraph 6 to read: Treatment of refund claims involving affiliates of PG&E.
4. Amend Paragraph 7 to read: What is the CPUC's reasonable exposure in dollars if PG&E's claims against CPUC were litigated, including the available remedies, if any, and timing of recovery?

5. Amend Paragraph 8 to read: What is PG&E's reasonable exposure in dollars if CPUC's claims against PG&E were litigated, including the available remedies, if any, and timing of recovery?

Dated July 23, 2003, at San Francisco, California.

/s/ MICHAEL R. PEEVEY

Michael R. Peevey  
Assigned Commissioner

**CERTIFICATE OF SERVICE**

I certify that I have by mail, and by electronic mail to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Amended Scoping Memo and Ruling of Assigned Commissioner on all parties of record in this proceeding or their attorneys of record.

Dated July 23, 2003, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.